# CLASSIFICATION OFFICE DECISION

**Title of publication:** 20200203_174609

**Other known title(s):** Not stated

**OFLC ref:** 2000261.006

**Medium:** Video File

**Maker:** Not stated

**Country of origin:** Aotearoa New Zealand

**Language:** Not applicable

**Applicant:** Commissioner of Police

| **Classification:** | Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years. |
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**Excisions:** No excisions recommended

**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 22 October 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 22 October 2020

| | **Components** | **Running time** |
|---|---|---|
| **Timed component(s):** | 20200203_174609 | 0:05 |
| **Total running time:** | | 0:05 |

**Summary of reasons for decision:**

This homemade video explicitly depicts a male and female engaged in sexual activity. The Classification Office has considered whether the publication promotes or supports, or tends to promote or support the exploitation of young persons for sexual purposes, and concludes that it does not. In the absence of any contextual information in the video itself that would indicate the age of the female subject, it present as a record of a young woman confidently engaging in sexual activity. Nevertheless, the unrestricted availability of the publication is still likely to be injurious to the public good as it explicitly depicts sexual activity. There is a common social consensus across many countries that material such as this should be limited to adults because of the potential for harm to developing

sexual attitudes and behaviours of young people from premature exposure to such material. The availability of this publication is therefore restricted to those aged 18 and over. This classification limits the right to freedom of expression as laid out in the New Zealand Bill of Rights Act 1990, but is the lowest reasonable limitation that can be placed on that right in order to prevent injury to the public good.